

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
REGION 9**

In the Matter of:

MIKE-SELL'S POTATO CHIP CO.,

Respondent,

and

Case No. 09-CA-184215

**GENERAL TRUCK DRIVERS, WAREHOUSEMEN,
HELPERS, SALES AND SERVICE, AND CASINO
EMPLOYEES, TEAMSTERS LOCAL UNION NO. 957,**

Charging Party.

**JOINT MOTION OF RESPONDENT AND CHARGING PARTY
FOR EXTENSION OF TIME TO FILE POST-HEARING BRIEFS
UNOPPOSED BY COUNSEL FOR THE GENERAL COUNSEL**

Pursuant to Section 102.42 of the National Labor Relations Board Rules, Respondent Mike-sell's Potato Chip Co. ("Respondent") and Charging Party General Truck Drivers, Warehousemen, Helpers, Sales and Service, and Casino Employees, Teamsters Local Union No. 957 ("Charging Party"), collectively "Moving Parties," hereby jointly request an extension of time to file post-hearing briefs in the above-styled case. More specifically, the Moving Parties request that the current briefing deadline be extended by one month, allowing briefs to be filed on or before January 10, 2019.

A remand hearing was held in this matter on November 19, 2018, and at its close, ALJ Gollin set the deadline for filing post-hearing briefs as December 10, 2018. Moving Parties respectfully submit that the current briefing schedule does not account for a lapse in time for preparation of the transcript (which will not be available until at least December 29, 2018), nor does it account for the traditional delay associated with the Thanksgiving holiday week. Moreover, the press of pre-existing obligations in other tribunals does not allow Moving Parties' counsel a meaningful opportunity to prepare a post-hearing brief that adequately addresses the issues on remand by the current deadline.

Counsel for the General Counsel was consulted, and she confirmed that Region 9 “will not take a position with respect to the postponement request.” However, Counsel for the General Counsel also informed Moving Parties that she will be out of the office from mid-December 2018 through early-January 2019. Accordingly, in an effort to best accommodate all parties’ schedules,¹ Moving Parties jointly request that the current briefing deadline be extended for one month, thus allowing post-hearing briefs to be filed on or before **January 10, 2019**.

Respectfully submitted,

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Counsel for Charging Party

¹ Moving Parties initially discussed the potential for a new deadline of December 24, 2018, consistent with the 35-day briefing period suggested by Board Rule 102.42. But neither Moving Party will have the assistance of clerical staff on that date—and more importantly, Counsel for the General Counsel will be out of the office from mid-December 2018 through early-January 2019—thus making a December 24th briefing deadline difficult for all involved.

CERTIFICATE OF SERVICE

I hereby certify that on November 27, 2018, the foregoing was served via electronic filing through the National Labor Relations Board website (www.nlr.gov) to the National Labor Relations Board's Office of the Division of Judges, located at 1015 Half Street SE, Washington, DC 20570-0001, with additional service copies sent as follows:

Chief Administrative Law Judge Robert A. Giannasi
Administrative Law Judge Andrew Gollin
c/o Division of Judges
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